

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

AGROCOOPERATIVE LTD,

Plaintiff,

vs.

SONANGOL SHIPPING ANGOLA  
(LUANDA) LIMITADA, *et al.*,

Defendants and Garnishees.

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CIVIL ACTION H-14-1707

IN ADMIRALTY, Rule 9(h)

**AMENDED ORDER DIRECTING CLERK TO ISSUE  
PROCESS OF MARITIME ATTACHMENT AND GARNISHMENT**

Upon reading the Amended Verified Complaint of Plaintiff Agrocooperative LTD, verified on August 8, 2014 by J. Stephen Simms that, to the best of his information and belief, Defendants Sonangol Shipping Angola (Luanda) Limitada and Sonangol E.P. cannot be found within this district, and the Court having found that the conditions required by Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure exist,

NOW, upon Plaintiff's motion, it is hereby,

**ORDERED**, that the Clerk of this Court is authorized to issue the Process of Maritime Attachment and Garnishment against all assets, cash, funds, credits, wire transfers, accounts, letters of credit, electronic fund transfers, freights, sub-freights, charter hire, sub-charter hire, or any other tangible and/or intangible assets belonging to, due, claimed by, being held for or on behalf of, or being transferred for the benefit of Defendants, including, but not limited to any such assets as may be in the possession, custody or control of, or being transferred through any garnishee within this District, including, without limitation, assets held by or at garnishees named

in the Amended Verified Complaint, ~~and said Order being equally applicable with respect to the issuance and service of additional Writs of Maritime Attachment and Garnishment upon any garnishees in this district not named herein,~~ in an amount up to and including \$11,373,000 pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure; and it is further

**ORDERED**, that any person claiming an interest in the property attached or garnished pursuant to said Order shall, upon application to the Court, be entitled to a prompt hearing at which the Plaintiff shall be required to show why the garnishment should not be vacated or other relief granted: and it is further

~~**ORDERED**, that supplemental process enforcing the Court's Order may be issued by the Clerk upon application without further Order of the Court; and it is further~~

**ORDERED**, that following initial service by the United States Marshal or other designated process server upon each garnishee, supplemental service of the Process of Maritime Garnishment, as well as this Order, may be made by way of facsimile transmission or email to each garnishee and, it is further,

**ORDERED**, that service on any garnishee as described above is deemed continuous throughout the day from the time of such service through the opening of the garnishee's business the next business day; and, it is further,

**ORDERED**, that pursuant to Federal Rule of Civil Procedure 5(b)(2)(D) each garnishee may consent, in writing, to accept service by any other means;

**ORDERED**, that a copy of this Order be attached to and served with the said Process of Maritime Attachment and Garnishment; and, it is further,

**ORDERED**, that to afford an opportunity for an expeditious hearing of any objections

which might be raised by Defendants, or any Garnishee, a hearing may be set by calling the case manager of the undersigned.

Signed at Houston this 8<sup>th</sup> day of December 2014.

**SO ORDERED:**

A handwritten signature in black ink, appearing to read "J. Loh", is written over a horizontal line.

UNITED STATES DISTRICT / ~~MAGISTRATE~~ JUDGE